

Public Hearing & Special Session

Agenda Item #	2 & 3
Meeting Date	1/18/05
Prepared By	Catherine Waters City Clerk/Treasurer
Approved By	Barbara B. Matthews City Manager

Discussion Item	Residential Permit Parking Petition - Boston Avenue
Background	<p>On November 22, 2004, a petition was received requesting the designation of a residential permit parking area in the area bordering East Silver Spring Park on Boston Avenue, immediately adjacent to existing Permit Parking Area #1 (600-700 blocks of Boston Avenue – between Chicago and Takoma Avenues). The petitioners request that the parking restriction be between the hours of 8:00 a.m. to 7:00 p.m. (Mon.-Fri.). The letter which accompanied the petition is attached to this item.</p> <p>The petition was certified as meeting the required percentage (at least 66%) of signatures from the households in the subject area--in this case, signatures from 15 of the 18 identified households within the area (i.e., 83%).</p> <p>The president of the North Takoma Citizens Association reported that the request was discussed by the association. A written statement of the association's supportive position has been forwarded to the City for the record.</p> <p>In addition to the certified petition, the petitioner(s) are required to provide evidence to substantiate at least one factor (other than the desire of the residents in the area, demonstrated by signatures on the petition) being used in the evaluation of the request (see Administrative Regulation Section I.A.4.). The petitioners' letter references a number of concerns. Council discussed this request on 1/3/05 and directed that a public hearing be held as soon as possible..</p>
Policy	Upon certifying the petition, the City Clerk shall notify the Council. The Council determines whether the petitioner has satisfied the requirements (Administrative Regulation I.A.4. and I.B.), and if so, schedules a public hearing on the matter. The hearing may be held only after due notice has been published in a newspaper of general circulation (City Code §13.20.030.D).
Fiscal Impact	<p>Notice of public hearing</p> <p>Applicable Permit Fees for Residents</p>
Attachments	<ul style="list-style-type: none"> - Administrative Regulation #99-1 - Petitioners' Letter - Letter from North Takoma Citizens Association - Copy of Legal Notice - Proposed Ordinance effecting the extension of Area 1 to incorporate the requested area
Recommendation	Council to receive public comments at hearing and vote on first reading of ordinance. Second reading is scheduled for January 24.

Introduced by:

1st Reading:

2nd Reading:

ORDINANCE #2005-_____

DESIGNATION OF PERMIT PARKING AREA FOR THE 600-700 BLOCKS OF BOSTON AVENUE A RESIDENTIAL PERMIT PARKING AREA

WHEREAS, pursuant to the provisions of Administrative Regulation No. 99-1 (by authority of City Code §13.20.030. Permit Parking Areas) residents of the 600-700 blocks of Boston Avenue have petitioned the Council requesting the designation of a permit parking area (i.e., area bordering East Silver Spring Park on Boston Avenue) between the hours of 8:00 a.m. and 7:00 p.m. (Mon-Fri); **AND**

WHEREAS, the petition, which was certified by the City Clerk as meeting the required percentage (at least 66%) of all signatures from households in the subject area, included signatures from 83% of the households within the area; **AND**

WHEREAS, in addition to the certified petition, the petitioners are required to provide evidence to substantiate at least one factor (other than the desire of the residents in the area, demonstrated by signatures on the petition) being used in the evaluation process; **AND**

WHEREAS, petitioners provided statements expressing concerns about (1) congestion and excess traffic, largely attributed to Montgomery College students parking on these blocks, creating unsafe conditions for residents, and (2) overflow parking of persons using the adjacent park; **AND**

WHEREAS, the request was discussed at the meeting of the North Takoma Citizens Association; **AND**

WHEREAS, after proper notification, the City Council conducted a public hearing on Tuesday, January 18, 2005, to receive citizen comments on the request; **AND**

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND, THAT

SECTION 1. the 600-700 blocks of Boston Avenue (area bordering East Silver Spring Park on Boston Avenue) be designated an extension of the existing Area 1 residential permit parking area; **AND**

SECTION 2. the City Manager is hereby directed to implement the directives of this Ordinance upon adoption and in accordance with the City Code and current regulations;

AND

SECTION 4. This Ordinance shall become effective upon adoption.

ADOPTED this _____ day of January, 2005.

AYE:

NAY:

ABSTAIN:

ABSENT: